MULTIMEDIA UNIVERSITY STUDENT IDENTIFICATION NO

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# MULTIMEDIA UNIVERSITY

# FINAL EXAMINATION

**TRIMESTER 1, 2018/2019**

## UIC 2612 – ISLAMIC CONSTITUTIONAL LAW

(All Sections / Groups)

27 OCTOBER 2018

Reading Time : 9.00 a.m. – 9.15 a.m.
(15 Minutes)
Answering Time : 9.15 a.m. – 12.15 p.m.
(3 Hours)

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**INSTRUCTIONS TO STUDENT**

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the questions.

2. This Question paper consists of THREE (3) pages with FIVE (5) Questions only.

3. Attempt **FOUR** out of FIVE questions ONLY. Question One (1) is **COMPULSORY** and must be answered. All questions carry equal marks and the distribution of the marks for each question is given.

4. Students are allowed to bring into Examination Hall CLEAN and ORIGINAL copy of TRANSLATION OF AL QURAN into the exam venue. "Clean" is defined to include no tagging, no annotation either by the publisher or anyone else, and no erased marking. Highlighting and underlining are also prohibited.

5. Please write all your answers in the Answer Booklet provided.

## PART A : COMPULSORY QUESTION

## QUESTION 1

The 'Arab Spring' has brought down several governments in the Middle East, namely, Iraq, Egypt and Libya. Syria is also facing similar popular uprisings by its citizens and the regime of Bashir al Assad has been forced to wage war against its citizens. There seems to be no end to the huge and angry protests against his rule. Several thousand innocent lives have been lost throughout the conflicts.

You, as an Islamic constitutional law expert, have been appointed as a mediator by the Organisation of Islamic Countries (OIC), to propose for a new Islamic polity and a system of government to resolve the said conflict and propose for the establishment of a new Islamic State acceptable to the citizens of Syria and the regime of Bashir al Assad.

Advise the Council of the OIC.

(Total: 25 marks)

**Continued...**

**PART B:** ANSWER ANY **THREE (3)** OF THE FOLLOWINGS:

## QUESTION 2

Allah says: "O You who believe! Be upholders of justice, bearing witness for God alone, even against yourselves or your parents and relatives. Whether they are rich or poor, God is well able to look after them. Do not follow your own desires and deviate from the truth. If you twist or turn away, God is aware of what you do." (An Nisaa: 4:135).

Furthermore, Allah says: "Among those We have created there is a community who guide by the truth and act justly according to it." (Al A'raaf:7:181)

Discuss the above injunctions in the context of the divinely guided equity in relation to the concept of freedom and justice.

(Total: 25 marks)

## QUESTION 3

The Prophet says:

"By God, we do not assign the affairs of our government to anyone who aspires for it or is greedy in respect of it." - quoted by Bukhari and Muslim.

"We consider the seeker after a post (of trust and responsibility) as the most untrustworthy." - quoted by Abu Daud.

Discuss the above *hadith* in the context of the classical theory of *Khilafah.*

(Total: 25 marks)

**Continued...**

## QUESTION 4

"The *Quran* and *Sunnah* do not lay down any fixed constitution which must be followed by Muslims. There are, however, certain principles which have been laid down to guide Muslims to choose the best system of political organization for their society and time." - Professor Emeritus Ahmad Ibrahim.

Discuss the above statement with regard to the ideal characteristics of an Islamic State.

(Total: 25 marks)

## QUESTION 5

Discuss the status of the *Dhimmis* and their rights and responsibilities as citizens of an Islamic State. Support your answer with the injunctions from the *Quran* and *Hadith* where relevant.

(Total: 25 marks)

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